

1 (2) On or before November 15 of each odd-numbered year, the department of
2 natural resources shall submit to the joint committee on finance and to the chief clerk
3 of each house of the legislature for distribution to the appropriate standing
4 committees under s. 13.172 (3) a report regarding the total number of acres of land
5 that the department plans to acquire for any of the the purposes specified in s. 23.09
6 (2) (d).

7 **SECTION 822m.** 23.0915 (2c) (b) of the statutes is amended to read:

8 23.0915 (2c) (b) If the amount of moneys available for expenditure for a purpose
9 under sub. (1) (a) to (n) on July 1, 2000, is greater than zero, the department may
10 expend for that purpose any portion of or all of the moneys available for expenditure
11 in one or more subsequent fiscal years, subject to par. (d).

12 **SECTION 822p.** 23.0915 (2c) (c) of the statutes is amended to read:

13 23.0915 (2c) (c) If the amount of moneys available for expenditure for a purpose
14 under sub. (1) (a) to (k) is not sufficient for a given project or activity and if the project
15 or activity is uniquely valuable in conserving the natural resources of the state, the
16 department may expend for that project or activity moneys that are designated for
17 any of the purposes under sub. (1) (a) to (k) in one or more subsequent years, subject
18 to par. (d).

19 **SECTION 822s.** 23.0915 (2c) (d) of the statutes is created to read:

20 23.0915 (2c) (d) No moneys may be committed for expenditure from the
21 appropriation under s. 20.866 (2) (tz) after June 30, 2020.

22 **SECTION 825.** 23.0916 (2) (a) of the statutes is amended to read:

23 23.0916 (2) (a) Earlier acquisitions. Except as provided in par. (b) and sub. (4),
24 any person receiving a stewardship grant on or after October 27, 2007, and before the
25 effective date of this paragraph [LRB inserts date], that will be used to acquire

1 land in fee simple or to acquire an easement on former managed forest land shall
2 permit public access to the land for nature-based outdoor activities.

3 **SECTION 826.** 23.0916 (2) (am) of the statutes is created to read:

4 23.0916 (2) (am) *Later acquisitions.* Except as provided in par. (b) or (c) and
5 sub. (4), any person receiving a stewardship grant on or after the effective date of this
6 paragraph [LRB inserts date], that will be used to acquire land in fee simple or
7 to acquire an easement on former managed forest land shall permit public access to
8 the land for nature-based outdoor activities.

9 **SECTION 827.** 23.0916 (2) (b) (intro.) of the statutes is amended to read:

10 23.0916 (2) (b) Authority to prohibit access; earlier acquisitions; trails. (intro.)
11 The Except as provided in par. (c), the person receiving the a stewardship grant
12 subject to par. (a) or (am) may prohibit public access for one or more nature-based
13 outdoor activities, only if the natural resources board determines that it is necessary
14 to do so in order to do any of the following:

15 **SECTION 828.** 23.0916 (2) (c) of the statutes is created to read:

16 23.0916 (2) (c) *Authority to prohibit access; later acquisitions.* For acquisitions
17 of land or easements that are not for state trails or the ice age trail the person
18 receiving a stewardship grant subject to par. (am) may prohibit public access for one
19 or more nature-based outdoor activities only if the natural resources board
20 determines that it is necessary to do so in order to do any of the following:

- 21 1. Protect public safety.
- 22 2. Protect a unique animal or plant community.

23 **SECTION 829.** 23.0916 (3) (a) (title) of the statutes is created to read:

24 23.0916 (3) (a) (title) *All acquisitions.*

1 **SECTION 830.** 23.0916 (3) (b) (intro.), 1., 2. and 3. of the statutes are
2 consolidated, renumbered 23.0916 (3) (b) and amended to read:

3 23.0916 (3) (b) Authority to prohibit access; earlier acquisitions; trails. The
4 department may prohibit public access on land or an easement subject to par. (a) for
5 one or more nature-based outdoor activities if the natural resources board
6 determines that it is necessary to do so ~~in order to do any of the following:~~ 1. ~~Protect~~
7 ~~protect~~ public safety. 2. ~~Protect, protect~~ a unique animal or plant community. 3.
8 ~~Accommodate, or accommodate~~ usership patterns, as defined by rule by the
9 department. This paragraph applies to all acquisitions of land in fee simple and
10 easements on former managed forest land that occur on former managed forest land
11 before the effective date of this paragraph [LRB inserts date], and to the
12 acquisition of easements on former managed forest land for state trails and the ice
13 age trail that occur on or after the effective date of this paragraph [LRB inserts
14 date].

15 **SECTION 831.** 23.0916 (3) (c) of the statutes is created to read:

16 23.0916 (3) (c) Authority to prohibit access; later acquisitions. The department
17 may prohibit public access on land or an easement subject to par. (a) for one or more
18 nature-based outdoor activities only if the natural resources board determines that
19 it is necessary to do so to protect public safety or to protect a unique animal or plant
20 community. This paragraph applies to acquisitions of land in fee simple and
21 easements on former managed forest land for purposes other than for state trails and
22 the ice age trail that occur on or after the effective date of this paragraph [LRB
23 inserts date].

24 **SECTION 832.** 23.0916 (4) of the statutes is amended to read:

1 23.0916 (4) FISH AND GAME REFUGES. The department or an owner of land that
2 is in a fish or game refuge and that is subject to sub. (2) (a) or (am) or (3) (a) may
3 prohibit hunting, fishing, or trapping, or any combination thereof.

4 **SECTION 833.** 23.0916 (5) (a) of the statutes is amended to read:

5 23.0916 (5) (a) Provisions relating to public access for nature-based outdoor
6 activities for all lands other than those subject to sub. (2) (a) or (am) or (3) (a) that
7 are acquired in whole or in part with funding from the stewardship programs under
8 ss. 23.0915 and 23.0917.

9 **SECTION 834.** 23.0916 (5) (b) of the statutes is amended to read:

10 23.0916 (5) (b) A process for the review of determinations made under subs. (2)
11 (b) or (c) and (3) (b) or (c).

12 **SECTION 835f.** 23.0917 (3) (dm) 3m. of the statutes is amended to read:

13 23.0917 (3) (dm) 3m. For fiscal years 2008-09 and 2009-10, \$42,500,000 for
14 each fiscal year.

15 **SECTION 835j.** 23.0917 (3) (dm) 4. of the statutes is amended to read:

16 23.0917 (3) (dm) 4. For ~~each fiscal year beginning with~~ fiscal year 2010-11 and
17 ~~ending with fiscal year 2019-20~~, \$62,000,000.

18 **SECTION 835m.** 23.0917 (3) (dm) 5. of the statutes is created to read:

19 23.0917 (3) (dm) 5. For fiscal year 2011-12, \$37,500,000.

20 **SECTION 835p.** 23.0917 (3) (dm) 6. of the statutes is created to read:

21 23.0917 (3) (dm) 6. For fiscal year 2012-13, \$36,500,000.

22 **SECTION 835s.** 23.0917 (3) (dm) 7. of the statutes is created to read:

23 23.0917 (3) (dm) 7. For each fiscal year beginning with 2013-14 and ending
24 with fiscal year 2019-20, \$42,500,000.

25 **SECTION 836c.** 23.0917 (4) (d) 1. of the statutes is amended to read:

1 23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in
2 fiscal year 2000-01 and not more than \$11,500,000 in fiscal year 2001-02 under the
3 subprogram except as provided in sub. (5). For each fiscal year beginning with
4 2002-03 and ending with fiscal year 2009-10, the department may obligate not more
5 than \$15,000,000 under the subprogram except as provided in sub. (5). For each
6 fiscal year beginning with fiscal year 2010-11 and ending with fiscal year 2019-20,
7 the department may obligate not more than \$21,500,000 under the subprogram
8 except as provided in sub. (5).

9 **SECTION 836f.** 23.0917 (4) (d) 1m. of the statutes is created to read:

10 23.0917 (4) (d) 1m. Except as provided in sub. (5), the department may not
11 obligate under the subprogram more than the following amounts:

- 12 a. For fiscal year, 2011-12, \$20,000,000.
13 b. For fiscal year 2012-13, \$21,000,000.
14 c. For each fiscal year beginning with 2013-14 and ending with fiscal year
15 2019-20, \$15,000,000.

16 **SECTION 836j.** 23.0917 (4) (d) 2n. of the statutes is amended to read:

17 23.0917 (4) (d) 2n. ~~Beginning with~~ For fiscal year 2010-11 and ending with
18 fiscal year 2019-20, the department may obligate not more than \$11,500,000 in each
19 fiscal year for local assistance.

20 **SECTION 836m.** 23.0917 (4) (d) 2p. of the statutes is created to read:

21 23.0917 (4) (d) 2p. Beginning with fiscal year 2011-2012 and ending with fiscal
22 year 2019-20, the department may obligate not more than \$8,000,000 in each fiscal
23 year for local assistance.

24 **SECTION 836p.** 23.0917 (5) (a) of the statutes is amended to read:

1 23.0917 (5) (a) If for a given fiscal year the department obligates an amount
2 from the moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub.
3 (3) or (4) that is less than the annual bonding authority for that subprogram for that
4 given fiscal year, the department shall adjust the annual bonding authority for that
5 subprogram by raising the annual bonding authority, as it may have been previously
6 adjusted under this paragraph and par. (b), for the next fiscal year by the amount
7 that equals the difference between the amount authorized for that subprogram and
8 the obligated amount for that subprogram in that given fiscal year. This paragraph
9 does not apply after fiscal year 2010-11.

10 **SECTION 836s.** 23.0917 (5g) of the statutes is created to read:

11 23.0917 (5g) UNUSED BONDING AUTHORITY. If for a given fiscal year, the
12 department obligates an amount from the moneys appropriated under s. 20.866 (2)
13 (ta) for a subprogram under sub. (3) or (4) that is less than the annual bonding
14 authority under that subprogram for that given fiscal year, the department may not
15 obligate the unobligated amount in subsequent fiscal years. This subsection applies
16 beginning with fiscal year 2011-12 and ending with fiscal year 2019-20.

17 **SECTION 837.** 23.0917 (5t) of the statutes is created to read:

18 23.0917 (5t) LOCAL GOVERNMENTAL RESOLUTIONS. Each city, village, town, or
19 county may adopt a nonbinding resolution that supports or opposes the proposed
20 acquisition of land to be funded by moneys obligated from the appropriation under
21 s. 20.866 (2) (ta) if all or a portion of the land is located in the city, village, town, or
22 county. The department shall provide written notification of the proposed
23 acquisition to each city, village, town, or county in which the land is located. A city,
24 village, town, or county that adopts a resolution shall provide the department with
25 a copy of the resolution. If the department receives the copy within 30 days after the

1 date that the city, village, town, or county received the notification of the proposed
2 acquisition, the department shall take the resolution into consideration before
3 approving or denying the obligation of moneys for the acquisition from the
4 appropriation under s. 20.866 (2) (ta).

5 **SECTION 837m.** 23.0917 (6m) (a) of the statutes is amended to read:

6 23.0917 (6m) (a) The department may not obligate from the appropriation
7 under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first
8 notifies the joint committee on finance in writing of the proposal. ~~The committee may~~
9 ~~schedule a meeting to review the department's proposal only if at least 5 members~~
10 ~~of the committee, one of whom is a cochairperson, object to the proposal in writing.~~

11 If the cochairpersons of the committee do not notify the department within 14
12 working days after the date of the department's notification that the committee has
13 scheduled a meeting to review the proposal, the department may obligate the
14 moneys. If, within 14 working days after the date of the notification by the
15 department, the cochairpersons of the committee notify the department that the
16 committee has scheduled a meeting to review the proposal, the department may
17 obligate the moneys only upon approval of the committee ~~unless par. (b) applies. A~~
18 ~~proposal as submitted by the department is approved unless a majority of the~~
19 ~~members of the committee who attend the meeting to review the proposal vote to~~
20 ~~modify or deny the proposal.~~

21 **SECTION 837r.** 23.0917 (6m) (b) of the statutes is repealed.

22 **SECTION 837t.** 23.0917 (6m) (bg) of the statutes is repealed.

23 **SECTION 838.** 23.0917 (6m) (c) of the statutes is amended to read:

1 23.0917 **(6m)** (c) The procedures under ~~pars. par.~~ par. (a) ~~and (b)~~ apply only to an
2 amount for a project or activity that exceeds ~~\$750,000~~ \$250,000, except as provided
3 in pars. (d) and (dm).

4 **SECTION 839.** 23.0917 (6m) (dm) (intro.) of the statutes is amended to read:

5 23.0917 **(6m)** (dm) (intro.) The procedures under ~~pars. par.~~ par. (a) ~~and (b)~~ apply to
6 an amount for a project or activity that is less than or equal to ~~\$750,000~~ \$250,000 if
7 all of the following apply:

8 **SECTION 840.** 23.0917 (6m) (dm) 1. of the statutes is amended to read:

9 23.0917 **(6m)** (dm) 1. The project or activity is so closely related to one or more
10 other department projects or activities for which the department has proposed to
11 obligate or has obligated moneys under s. 20.866 (2) (ta) that the projects or
12 activities, if combined, would constitute a larger project or activity that exceeds
13 ~~\$750,000~~ \$250,000.

14 **SECTION 840m.** 23.0917 (6m) (dm) 2. of the statutes is amended to read:

15 23.0917 **(6m)** (dm) 2. The project or activity was separated from a larger project
16 or activity by the department primarily to avoid the procedures under ~~pars. par.~~ par. (a)
17 ~~and (b)~~.

18 **SECTION 840m.** 23.0917 (7) (a) of the statutes is amended to read:

19 23.0917 **(7)** (a) Except as provided in pars. (b) and (c), for purposes of
20 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and
21 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the
22 appropriation under s. 20.866 (2) (ta), the ~~acquisition costs~~ buyer's acquisition price
23 shall equal the sum of the land's current fair market value and other acquisition costs
24 of the buyer, as determined by rule by the department.

25 **SECTION 841b.** 23.0917 (7) (b) of the statutes is amended to read:

1 23.0917 (7) (b) For land that has been owned by the current owner for less than
2 one year, the ~~acquisition costs~~ buyer's acquisition price of the land shall equal the
3 sum of the land's current fair market value and other acquisition costs of the buyer,
4 as determined by rule by the department, or the current owner's acquisition price,
5 whichever is lower.

6 **SECTION 842b.** 23.0917 (7) (c) of the statutes is renumbered 23.0917 (7) (c)
7 (intro.) and amended to read:

8 23.0917 (7) (c) (intro.) For land that has been owned by the current owner for
9 one year or more but for less than 3 years, the ~~acquisition costs of the land~~ buyer's
10 acquisition price shall equal the lower of the following:

11 2. The sum of the current owner's acquisition price and the annual adjustment
12 increase.

13 **SECTION 843b.** 23.0917 (7) (c) 1. of the statutes is created to read:

14 23.0917 (7) (c) 1. The land's current fair market value and other acquisition
15 costs of the buyer as determined by rule by the department.

16 **SECTION 844.** 23.0917 (7) (d) (intro.) of the statutes is amended to read:

17 23.0917 (7) (d) (intro.) For purposes of par. (c) 2., the annual adjustment
18 increase shall be calculated by multiplying the current owner's acquisition price by
19 5% and by then multiplying that product by one of the following numbers:

20 **SECTION 845.** 23.0917 (7) (e) 1. of the statutes is amended to read:

21 23.0917 (7) (e) 1. For any land for which moneys are proposed to be obligated
22 from the appropriation under s. 20.866 (2) (ta) in order to provide a grant ~~or~~, state
23 aid, or other funding to a governmental unit or nonprofit conservation organization
24 under s. 23.09 (19), (20), or (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (2),
25 or 30.277 ~~or to a nonprofit conservation organization under s. 23.096,~~ the department

1 shall use at least 2 appraisals to determine the current fair market value of the land.
2 The governmental unit or nonprofit conservation organization shall submit to the
3 department one appraisal that is paid for by the governmental unit or nonprofit
4 conservation organization. The department shall obtain its own independent
5 appraisal. The department may also require that the governmental unit or nonprofit
6 conservation organization submit a 3rd independent appraisal. The department
7 shall reimburse the governmental unit or nonprofit conservation organization up to
8 50% of the costs of the 3rd appraisal as part of the acquisition costs of the land if the
9 land is acquired by the governmental unit or nonprofit conservation organization
10 with moneys obligated from the appropriation under s. 20.866 (2) (ta).

11 **SECTION 846.** 23.0917 (7) (e) 2. of the statutes is amended to read:

12 23.0917 (7) (e) 2. Subdivision 1. does not apply if the current fair market value
13 of the land is estimated by the department to be \$350,000 or less.

14 **SECTION 847.** 23.0917 (7) (f) 2. of the statutes is amended to read:

15 23.0917 (7) (f) 2. For any acquisition of any land that is funded with moneys
16 obligated from the appropriation under s. 20.866 (2) (ta), the department, within 30
17 days after the moneys are obligated, shall submit to the clerk and the assessor of each
18 taxation district in which the land is located a copy of every appraisal in the
19 department's possession that was prepared in order to determine the current fair
20 market value of the land involved. An assessor who receives a copy of an appraisal
21 under this subdivision shall consider the appraisal in valuing the land as provided
22 under s. 70.32 (1).

23 **SECTION 848m.** 23.0917 (12) of the statutes is repealed and recreated to read:

24 23.0917 (12) EXPENDITURES AFTER 2020. No moneys may be obligated from the
25 appropriation under s. 20.866 (2) (ta) after June 30, 2020.

1 **SECTION 856.** 23.15 (1) of the statutes is amended to read:

2 23.15 (1) The natural resources board may sell, at public or private sale, lands
3 and structures owned by the state under the jurisdiction of the department of natural
4 resources, except central or district office facilities, when the natural resources board
5 determines that ~~said the~~ lands are no longer necessary for the state's use for
6 conservation purposes and, if real property, the real property is not the subject of a
7 petition under s. ~~560.9810~~ 16.310 (2).

8 **SECTION 857.** 23.167 (2) (intro.) of the statutes is amended to read:

9 23.167 (2) (intro.) The department, in consultation with the department of
10 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the
11 following for each economic development program administered by the department:

12 **SECTION 858.** 23.169 (title) of the statutes is amended to read:

13 **23.169 (title) Economic development assistance coordination and**
14 **reporting.**

15 **SECTION 859.** 23.169 of the statutes is renumbered 23.169 (2) and amended to
16 read:

17 23.169 (2) Annually, no later than October 1, the department shall submit to
18 the joint legislative audit committee and to the appropriate standing committees of
19 the legislature under s. 13.172 (3) a comprehensive report assessing economic
20 development programs, as defined in s. 23.167 (1), administered by the department.
21 The report shall include all of the information required under s. ~~560.01 (2) (am)~~
22 238.07 (2). The department shall collaborate with the ~~department of commerce~~
23 Wisconsin Economic Development Corporation to make readily accessible to the
24 public on an Internet-based system the information required under this section.

25 **SECTION 860.** 23.169 (1) of the statutes is created to read:

1 23.169 (1) The department shall coordinate any economic development
2 assistance with the Wisconsin Economic Development Corporation.

3 **SECTION 861g.** 23.17 (4m) of the statutes is created to read:

4 23.17 (4m) CHIPPEWA COUNTY INTERPRETIVE CENTER DESIGNATION. The
5 interpretive center in the Chippewa Moraine State Recreation Area in Chippewa
6 County is designated the David R. Obey Ice Age Trail Interpretive Center.

7 **SECTION 862m.** 23.197 (15) of the statutes is created to read:

8 23.197 (15) AGRICULTURAL EASEMENTS. From the appropriation under s. 20.866
9 (2) (ta), the department of natural resources shall provide to the department of
10 agriculture, trade and consumer protection the amount necessary for the
11 department of agriculture, trade and consumer protection to purchase agricultural
12 conservation easements under s. 93.73 (7) that were preliminarily approved under
13 s. 93.73 (5) during 2010, but the amount may not exceed \$5,200,000. For the
14 purposes of s. 23.0917, moneys provided under this subsection from the
15 appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under the
16 subprogram under s. 23.0917 (3), but the easements acquired with these moneys
17 shall otherwise not be treated as easements that are acquired under the stewardship
18 program under s. 23.0917.

19 **SECTION 862m.** 23.1985 of the statutes is amended to read:

20 **23.1985 Acquisition of certain public lands.** Beginning in fiscal year
21 2006-07 and ending in fiscal year 2019-20, from the appropriation under s. 20.866
22 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that may be
23 obligated only to acquire land from the board of commissioners of public lands under
24 s. 24.59 (1). ~~If the department sets aside, but does not obligate moneys in a fiscal year~~
25 ~~under this section, the department may obligate those nonobligated moneys in a~~

1 ~~subsequent fiscal year under this section in addition to the amounts the department~~
2 ~~is required to set aside for that subsequent fiscal year.~~ For purposes of s. 23.0917,
3 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as
4 moneys obligated under the subprogram under s. 23.0917 (3).

5 **SECTION 863.** 23.27 (5) of the statutes is amended to read:

6 23.27 (5) NATURAL AREAS LAND ACQUISITION; COMMITMENT UNDER THE WISCONSIN
7 NATURAL AREAS HERITAGE PROGRAM. It is the intent of the legislature to initiate
8 additional natural areas land acquisition activities with moneys available from the
9 appropriations under ss. 20.370 (1) (~~mg~~) (gr) and 20.866 (2) (ta), (tt) and (tz) under
10 the Wisconsin natural areas heritage program. This commitment is separate from
11 and in addition to the continuing commitment under sub. (4). Moneys available from
12 the appropriations under ss. 20.370 (1) (~~mg~~) (gr) and 20.866 (2) (ta), (tt) and (tz)
13 under the Wisconsin natural areas heritage program may not be used to acquire land
14 through condemnation. The department may not acquire land under this subsection
15 unless the land is suitable for dedication under the Wisconsin natural areas heritage
16 program and upon purchase or as soon after purchase as practicable the department
17 shall take all necessary action to dedicate the land under the Wisconsin natural
18 areas heritage program. Except as provided in s. 23.0915 (2), the department may
19 not expend from the appropriation under s. 20.866 (2) (tz) more than \$500,000 in
20 each fiscal year for natural areas land acquisition activities under this subsection
21 and for grants for this purpose under s. 23.096.

22 **SECTION 864.** 23.27 (6) of the statutes is amended to read:

23 23.27 (6) SALE; CREDIT. Moneys received by the state from the sale of any area
24 on state-owned land under the department's management or control which is
25 withdrawn from the state natural areas system shall be credited to the appropriation

1 under s. 20.370 (1) ~~(mg)~~ (gr). An amount equal to the value of any area on
2 state-owned land under the department's management or control which is
3 withdrawn from the state natural areas system but remains in state ownership shall
4 be credited to the appropriation under s. 20.370 (1) ~~(mg)~~ (gr).

5 **SECTION 865.** 23.29 (2) of the statutes is amended to read:

6 23.29 (2) CONTRIBUTIONS; STATE MATCH. The department may accept
7 contributions and gifts for the Wisconsin natural areas heritage program. The
8 department shall convert donations of land which it determines, with the advice of
9 the council, are not appropriate for the Wisconsin natural areas heritage program
10 into cash. The department shall convert other noncash contributions into cash.
11 These moneys shall be deposited in the general conservation fund and credited to the
12 appropriation under s. 20.370 (1) ~~(mg)~~ (gr). These moneys shall be matched by an
13 equal amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or
14 from any combination of these appropriations to be used for natural areas land
15 acquisition activities under s. 23.27 (5). The department shall determine how the
16 moneys being released are to be allocated from these appropriations.

17 **SECTION 866.** 24.80 of the statutes is amended to read:

18 **24.80 Normal school fund.** The lands and moneys described in s. 24.79, not
19 being granted for any other specified purpose, accrue to the school fund under article
20 X, section 2, of the constitution; and having been found unnecessary for the support
21 and maintenance of common schools, are appropriated to the support and
22 maintenance of state universities and suitable libraries and apparatus therefor, and
23 to that end are set apart and denominated the "Normal School Fund". All lands,
24 moneys, loans, investments and securities set apart to the normal school fund and
25 all swamp lands and income and interest received on account of the capital of that

1 fund constitute a separate and perpetual fund. ~~Except as provided in ss. 20.255 (1)~~
2 ~~(q) and 20.285 (1) (rm), all income and interest from the normal school fund shall be~~
3 ~~paid into the general fund as general purpose revenue.~~ Normal school fund income,
4 interest and revenues do not include expenses deducted from gross receipts
5 permitted under ss. 24.04 (2), 24.53 and 24.62 (1).

6 **SECTION 866d.** 25.15 (5) of the statutes is amended to read:

7 25.15 (5) COMMISSIONS. All records of commissions paid by the board for
8 purchases and sales of investments are open to public inspection, except those
9 relating to investments made or considered by the board in securities of entities that
10 are in the venture capital stage.

11 **SECTION 866e.** 25.16 (2) of the statutes is amended to read:

12 25.16 (2) ~~Subject to authorization under s. 16.505, the~~ The executive director
13 may appoint a chief legal counsel, chief financial officer, chief risk officer and not
14 more than 11 investment directors and shall appoint a chief investment officer and
15 all other employees necessary to carry out the functions of the board, except that the
16 board shall appoint the internal auditor and shall participate in the selection of the
17 chief investment officer and investment directors and the internal auditor shall
18 appoint his or her staff. The executive director shall appoint all employees outside
19 the classified service, ~~except blue collar and clerical employees.~~ Neither the
20 executive director, the internal auditor, the chief investment officer, the chief legal
21 counsel, the chief financial officer, the chief risk officer, any investment director nor
22 any other employee of the board shall have any financial interest, either directly or
23 indirectly, in any firm engaged in the sale or marketing of real estate or investments
24 of any kind, nor shall any of them render investment advice to others for
25 remuneration.

SECTION 866m. 25.16 (7) of the statutes is amended to read:

25.16 (7) The executive director shall fix the compensation of all employees appointed by the executive director, ~~subject to restrictions set forth in the compensation plan under s. 230.12 or any applicable collective bargaining agreement in the case of employees in the classified service~~ but the board may provide for bonus compensation to employees ~~in the unclassified service.~~ All employees shall pay employee required contributions under s. 40.05 (1) (a) 1. or 2., whichever is appropriate, and shall pay the employee share of health insurance premiums as determined under s. 40.05 (4) (ag).

SECTION 866s. 25.165 (1) of the statutes is amended to read:

25.165 (1) There is created in the board an internal audit subunit, under the supervision of the internal auditor. The internal auditor shall report directly to the board and, ~~subject to authorization under s. 16.505,~~ shall appoint all employees necessary to carry out the duties of the internal auditor. The internal auditor shall appoint all employees outside the classified service, ~~except blue collar and clerical employees.~~ The internal auditor shall fix the compensation of all employees appointed by the internal auditor, ~~subject to restrictions set forth in the compensation plan under s. 230.12 or any applicable collective bargaining agreement in the case of employees in the classified service~~ but the board may provide for bonus compensation to employees ~~in the unclassified service.~~

SECTION 866m. 25.17 (1) (cm) of the statutes is repealed.

SECTION 867. 25.17 (1) (nm) of the statutes is amended to read:

25.17 (1) (nm) ~~Recycling and renewable energy~~ Economic development fund (s. 25.49);

SECTION 867m. 25.17 (1) (ys) of the statutes is repealed.

1 **SECTION 868.** 25.17 (2) (f) of the statutes is amended to read:

2 25.17 (2) (f) Invest the moneys belonging to the college savings program trust
3 fund, the college savings program bank deposit trust fund, and the college savings
4 program credit union deposit trust fund in a manner consistent with the guidelines
5 established under s. ~~14.64~~ 16.641 (2) (c), unless the moneys are under the
6 management and control of a vendor selected under s. 16.255. In making
7 investments under this paragraph, the investment board shall accept any
8 reasonable terms and conditions that the college savings program board specifies
9 and is relieved of any obligations relevant to prudent investment of the fund,
10 including the standard of responsibility under s. 25.15 (2).

11 **SECTION 868e.** 25.17 (13m) of the statutes is renumbered 25.17 (13m) (intro.)
12 and amended to read:

13 25.17 (13m) (intro.) No later than 45 days after the end of each calendar
14 quarter, submit a report to the department of administration, the cochairpersons of
15 the joint legislative audit committee, and the cochairpersons of the joint committee
16 on finance ~~detailing all~~ that identifies all of the following:

17 (a) All costs and expenses charged to funds during that calendar quarter. ~~The~~
18 ~~report shall include, including~~ a breakdown of the amount and percentage of assets
19 managed under each type of dedicated and commingled account or partnership, and
20 the change in the amount and percentage from the prior calendar quarter.

21 **SECTION 868f.** 25.17 (13m) (b) of the statutes is created to read:

22 25.17 (13m) (b) All operating expenditures during that calendar quarter.

23 **SECTION 868g.** 25.17 (13m) (c) of the statutes is created to read:

24 25.17 (13m) (c) The number of full-time equivalent positions created or
25 abolished by the board under s. 16.505 (2g) during that calendar quarter.

SECTION 868j. 25.17 (13r) of the statutes is created to read:

25.17 (13r) Appear before the joint committee on finance, by the board's executive director or by board personnel designated by the executive director, at the committee's first quarterly meeting under s. 13.10 in each fiscal year to provide an update, for the current fiscal year and the succeeding fiscal year, of the board's completed or projected operating budget changes, position authorization changes, assessment of the funds under management, and performance of the funds under management.

SECTION 869. 25.17 (70) (intro.) of the statutes is amended to read:

25.17 (70) (intro.) No later than December 31 of every even-numbered year, ~~after receiving a report from the department of commerce under s. 560.08 (2) (m) and in consultation with the department of commerce,~~ submit to the governor and to the presiding officer of each house of the legislature a plan for making investments in this state. The purpose of the plan is to encourage the board to make the maximum amount of investments in this state, subject to s. 25.15 and consistent with the statutory purpose of each trust or fund managed by the board. The plan shall discuss potential investments to be made during the succeeding 5 years beginning in the year after submittal of the plan, and shall include, but not be limited to, the following:

SECTION 870. 25.17 (70) (a) of the statutes is repealed.

SECTION 871. 25.17 (70) (d) of the statutes is amended to read:

25.17 (70) (d) Comments solicited from the ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation and received by the board on or before November 30 of the year of submittal.

SECTION 871m. 25.184 of the statutes is created to read:

25.184 Confidentiality of venture capital investment information.

Information relating to investments made or considered by the board in securities of entities that are in the venture capital stage are not subject to public inspection, copying, or disclosure under s. 19.35 unless the information has been publicly released by another person.

SECTION 872. 25.185 (1) (a) of the statutes is amended to read:

25.185 (1) (a) "Disabled veteran-owned financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 873. 25.185 (1) (b) of the statutes is amended to read:

25.185 (1) (b) "Disabled veteran-owned investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 874. 25.185 (1) (c) of the statutes is amended to read:

25.185 (1) (c) "Minority financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 875. 25.185 (1) (d) of the statutes is amended to read:

25.185 (1) (d) "Minority investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 875e. 25.187 (2) (a) of the statutes is amended to read:

25.187 (2) (a) ~~Subject to par. (c), on~~ On September 1 of each year, the investment board shall assess each fund for which the board has management responsibility for its share of the board's operating expenditures for the current fiscal year in an equitable manner. The board shall pay the assessment from the current income of

1 each fund, unless an appropriation is made for payment of the assessment, in which
2 case the assessment shall be paid from that appropriation account.

3 **SECTION 875m.** 25.187 (2) (b) of the statutes is created to read:

4 25.187 (2) (b) The investment board may establish the operating budget for
5 operating expenditures and monitor the fiscal management of this operating budget.

6 **SECTION 875s.** 25.187 (2) (c) of the statutes is repealed.

7 **SECTION 877.** 25.36 (1) of the statutes is amended to read:

8 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
9 by law shall constitute the veterans trust fund which shall be used for the lending
10 of money to the mortgage loan repayment fund under s. 45.37 (5) (a) 12. and for the
11 veterans programs under ss. 20.485 (2) (m), ~~(mn)~~, (tm), (u), ~~(v)~~, ~~(vo)~~, (vy), (w), and (z),
12 and (zm), and (5) (mn), (v), (vo), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1m),
13 45.41, 45.42, 45.43, and 45.82 and administered by the department of veterans
14 affairs, including all moneys received from the federal government for the benefit of
15 veterans or their dependents; all moneys paid as interest on and repayment of loans
16 under the post-war rehabilitation fund; soldiers rehabilitation fund, veterans
17 housing funds as they existed prior to July 1, 1961; all moneys paid as interest on
18 and repayment of loans under this fund; all moneys paid as expenses for, interest on,
19 and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.;
20 all moneys paid as expenses for, interest on, and repayment of veterans personal
21 loans; the net proceeds from the sale of mortgaged properties related to veterans
22 personal loans; all mortgages issued with the proceeds of the 1981 veterans home
23 loan revenue bond issuance purchased with moneys in the veterans trust fund; all
24 moneys received from the state investment board under s. 45.42 (8) (b); all moneys
25 received from the veterans mortgage loan repayment fund under s. 45.37 (7) (a) and

(c); and all gifts of money received by the board of veterans affairs for the purposes of this fund.

SECTION 878. 25.40 (1) (a) 3. of the statutes is amended to read:

25.40 (1) (a) 3. Revenues collected under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2), (2e), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14, ~~except s. 342.14 (1r)~~, that are pledged to any fund created under s. 84.59 (2).

SECTION 879m. 25.40 (1) (a) 4. of the statutes is amended to read:

25.40 (1) (a) 4. Moneys received paid to the Board of Regents of the University of Wisconsin System under s. 341.14 (6r) (b) 4. ~~that are deposited in the general fund and credited to the appropriation under s. 20.285 (1) (jp).~~

SECTION 880. 25.40 (1) (a) 5m. of the statutes is repealed.

SECTION 883m. 25.42 of the statutes is repealed.

SECTION 884m. 25.421 of the statutes is repealed.

SECTION 885e. 25.425 of the statutes is amended to read:

25.425 Election administration fund. There is established a separate nonlapsible trust fund, designated the election administration fund, consisting of all moneys received from the federal government under P.L. 107-252, all moneys received from requesters from sales of copies of the official registration list, and all moneys transferred to the fund from other funds.

SECTION 886. 25.46 (1k) of the statutes is repealed.

SECTION 887b. 25.46 (6s) of the statutes is created to read:

1 25.46 (6s) The fees imposed under s. 289.645.

2 **SECTION 888.** 25.46 (19) of the statutes is repealed.

3 **SECTION 889.** 25.466 of the statutes is amended to read:

4 **25.466 Working lands fund.** There is created a separate trust fund
5 designated as the working lands fund, consisting of all moneys received under ss.
6 ~~91.48 (2)(c) and s. 91.66 (1)(c)~~ and all moneys received due to the sale, modification,
7 or termination of an easement purchased under s. 93.73.

8 **SECTION 890.** 25.47 (5) of the statutes is amended to read:

9 25.47 (5) The moneys transferred from the appropriation account under s.
10 ~~20.143 (3)~~ 20.165 (2) (s).

11 **SECTION 891.** 25.49 (intro.) of the statutes is amended to read:

12 **25.49 ~~Recycling and renewable energy~~ Economic development fund.**
13 (intro.) There is established a separate nonlapsible trust fund designated as the
14 ~~recycling and renewable energy~~ economic development fund, to consist of:

15 **SECTION 892.** 25.49 (1m) of the statutes is renumbered 25.46 (5k).

16 **SECTION 893.** 25.49 (2) of the statutes is renumbered 25.46 (5L).

17 **SECTION 894b.** 25.49 (3) of the statutes is repealed.

18 **SECTION 896.** 25.50 (3) (a) of the statutes is amended to read:

19 25.50 (3) (a) With the consent of the governing body, a local official may transfer
20 local funds to the ~~state treasurer~~ department of administration for deposit in the
21 fund.

22 **SECTION 896d.** 25.50 (3) (b) of the statutes is amended to read:

23 25.50 (3) (b) On the dates specified and to the extent to which they are
24 available, subject to s. 16.53 (10), funds payable to local governments under ss. ~~79.03~~
25 79.035, 79.04, 79.05, ~~79.058, 79.06~~, 79.08, and 79.10 shall be considered local funds

1 and, pursuant to the instructions of local officials, may be paid into the separate
2 accounts of all local governments established in the local government
3 pooled-investment fund and, pursuant to the instructions of local officials, to the
4 extent to which they are available, be disbursed or invested.

5 **SECTION 898.** 25.50 (4) of the statutes is amended to read:

6 25.50 (4) PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS. Subject to the right of
7 the local government to specify the period in which its funds may be held in the fund,
8 the ~~state treasurer~~ department of administration shall prescribe the mechanisms
9 and procedures for deposits and withdrawals.

10 **SECTION 899.** 25.50 (5m) (a) of the statutes is amended to read:

11 25.50 (5m) (a) The board, in cooperation with the department of
12 administration, shall provide ~~information necessary for the state treasurer to~~
13 ~~provide~~ a monthly report to each local government having an investment in the fund.
14 The board shall use all reasonable efforts to provide ~~the information to the state~~
15 ~~treasurer in time to allow the treasurer to mail or electronically transmit~~ the report
16 to the local government no later than 6 business days after the end of the month
17 covered by the report. The report shall include information on the fund's earnings
18 for the month, with comparison to appropriate indexes or benchmarks in the private
19 sector.

20 **SECTION 900.** 25.50 (7) of the statutes is amended to read:

21 25.50 (7) REIMBURSEMENT OF EXPENSES. The ~~state treasurer~~ department of
22 administration shall deduct monthly from the earnings of the fund during the
23 preceding calendar month an amount sufficient to cover all actual and necessary
24 expenses incurred by the state in administering the fund in the preceding calendar
25 month, except that in no fiscal year may the ~~state treasurer~~ department of

1 administration deduct an amount exceeding the amount appropriated under s.
2 ~~20.585~~ 20.505 (1) ~~(g)~~ (gc) for that fiscal year.

3 **SECTION 901.** 25.50 (8) (b) of the statutes is amended to read:

4 25.50 (8) (b) The ~~state treasurer~~ department of administration shall report
5 monthly to each local official the deposits and withdrawals of the preceding month
6 and any other activity within the account.

7 **SECTION 902.** 25.50 (9) of the statutes is amended to read:

8 25.50 (9) RULES. The ~~state treasurer~~ department of administration may
9 promulgate rules to carry out the purposes of this section.

10 **SECTION 903.** 25.50 (10) of the statutes is amended to read:

11 25.50 (10) INSURANCE OF PRINCIPAL. The ~~state treasurer~~ department of
12 administration may obtain insurance for the safety of the principal investments of
13 the fund. The insurance is a reimbursable expense under sub. (7).

14 **SECTION 903m.** 25.77 (8) of the statutes is amended to read:

15 25.77 (8) All moneys transferred from the appropriation under s. 20.285 (1) ~~(iz)~~
16 (xq).

17 **SECTION 904.** 25.80 of the statutes is amended to read:

18 **25.80 Tuition trust fund.** There is established a separate nonlapsible trust
19 fund designated as the tuition trust fund, consisting of all revenue from enrollment
20 fees and the sale of tuition units under s. ~~14.63~~ 16.64.

21 **SECTION 905.** 25.85 of the statutes is amended to read:

22 **25.85 College savings program trust fund.** There is established a separate
23 nonlapsible trust fund designated as the college savings program trust fund,
24 consisting of all revenue from enrollment fees for and contributions to college savings
25 accounts under s. ~~14.64~~ 16.641 and from distributions and fees paid by the vendor

1 under s. 16.255 (3) other than revenue from those sources that is deposited in the
2 college savings program bank deposit trust fund or the college savings program
3 credit union deposit trust fund.

4 **SECTION 906.** 25.853 of the statutes is amended to read:

5 **25.853 College savings program bank deposit trust fund.** There is
6 established a separate nonlapsible trust fund designated as the college savings
7 program bank deposit trust fund, consisting of all revenue from enrollment fees for
8 and contributions to college savings accounts under s. ~~14.64~~ 16.641 in which the
9 investment instrument is an account held by a state or national bank, a state or
10 federal savings bank, a state or federal savings and loan association, or a savings and
11 trust company that has its main office or home office or a branch office in this state
12 and that is insured by the Federal Deposit Insurance Corporation, and all revenue
13 from distributions and fees paid by the vendors of those investment instruments
14 under s. 16.255 (3).

15 **SECTION 907.** 25.855 of the statutes is amended to read:

16 **25.855 College savings program credit union deposit trust fund.** There
17 is established a separate nonlapsible trust fund designated as the college savings
18 program credit union deposit trust fund, consisting of all revenue from enrollment
19 fees for and contributions to college savings accounts under s. ~~14.64~~ 16.641 in which
20 the investment instrument is an account held by a state or federal credit union,
21 including a corporate central credit union organized under s. 186.32, that has its
22 main office or home office or a branch office located in this state and that is insured
23 by the National Credit Union Administration, and all revenue from distributions
24 and fees paid by the vendors of those investment instruments under s. 16.255 (3).

25 **SECTION 907m.** 25.86 of the statutes is created to read:

25.86 University of Wisconsin System fund. (1) In this section:

(a) "College campus" has the meaning given in s. 36.05 (6m).

(b) "Extension" has the meaning given in s. 36.05 (7).

(c) "Institution" has the meaning given in s. 36.05 (9).

(2) There is established a separate nonlapsible trust fund designated as the University of Wisconsin System trust fund, consisting of all moneys received by the University of Wisconsin System other than moneys appropriated to the Board of Regents of the University of Wisconsin System under s. 20.285.

(3) The Board of Regents shall maintain within the fund separate accounts for the moneys deposited in the fund by or on behalf of each institution and college campus within the system and the extension, including an account for segregated fees, and ensure that the moneys in each account, including interest accrued in that account, are allocated to that institution or college campus or the extension.

SECTION 908. 26.02 (1) (intro.) of the statutes is amended to read:

26.02 (1) DUTIES. (intro.) The council on forestry shall advise the governor, the legislature, the department of natural resources, ~~the department of commerce~~, and other state agencies, as determined to be appropriate by the council, on all of the following topics as they affect forests located in this state:

SECTION 909. 26.37 (1) (intro.) of the statutes is amended to read:

26.37 (1) (intro.) The department of natural resources ~~and the department of commerce~~ shall jointly develop a plan to establish a lake states wood utilization consortium to provide research, development, and demonstration grants to enhance the forest products industry in Wisconsin and other states. The plan shall do all of the following:

SECTION 910. 26.37 (1) (b) of the statutes is amended to read:

1 26.37 (1) (b) Establish an implementation committee for the consortium.
2 Members of the committee may include one or more representatives from the
3 department of natural resources, the ~~department of commerce~~ Wisconsin Economic
4 Development Corporation, and the forest products industry.

5 **SECTION 911.** 26.37 (2) of the statutes is amended to read:

6 26.37 (2) The department of natural resources may not expend moneys from
7 the appropriations under s. 20.370 (5) (ax) or (6) (bt), 1997 stats., unless the
8 department of natural resources and the ~~department of commerce~~ Wisconsin
9 Economic Development Corporation first submit to the joint committee on finance
10 the plan required under sub. (1). If the cochairpersons of the joint committee on
11 finance do not notify the department of natural resources within 14 working days
12 after the date of the ~~departments'~~ submittal of the plan that the committee has
13 scheduled a meeting to review the plan, the plan may be implemented and moneys
14 may be expended as proposed by the department of natural resources. If, within 14
15 days after the date of the ~~departments'~~ submittal of the plan, the cochairpersons of
16 the committee notify the department of natural resources that the committee has
17 scheduled a meeting to review the plan, moneys may be expended only after the plan
18 has been approved by the committee.

19 **SECTION 911t.** 26.39 (3) of the statutes is repealed.

20 **SECTION 913e.** 28.05 (3) (am) of the statutes is created to read:

21 28.05 (3) (am) The department shall, by rule, establish a program that allows
22 cooperating foresters and private contractors to assist the state in regenerating
23 harvested areas of state lands to meet the annual allowable timber harvest
24 established under s. 28.025. The rule shall include provisions authorizing the
25 department to contract with cooperating foresters and private contractors to conduct

1 activities that promote artificial and natural forest regeneration including site
2 preparation, invasive species control, and tree planting. The rule shall authorize
3 cooperating foresters and private contractors with whom the department contracts
4 under this paragraph to receive a portion of the proceeds from the sale of timber
5 harvested from state lands on which the cooperating forester or private contractor
6 provided assistance under the contract.

7 **SECTION 913g.** 28.05 (3) (b) of the statutes is renumbered 28.05 (3) (b) 1.

8 **SECTION 913i.** 28.05 (3) (b) 2. of the statutes is created to read:

9 28.05 (3) (b) 2. Each cooperating forester or private contractor with whom the
10 department contracts under par. (am) shall be entitled to receive the amount
11 determined by the department as specified in the rule promulgated by the
12 department under par. (am).

13 **SECTION 913k.** 28.05 (3) (c) of the statutes is amended to read:

14 28.05 (3) (c) Of the amount received by the department from each timber sale
15 for which the department used the services of a cooperating forester or a private
16 contractor under this subsection, the department shall credit to the appropriation
17 account under s. 20.370 (1) (cy) an amount equal to the portion of the sale proceeds
18 that the department is required to pay to the cooperating forester or private
19 contractor.

20 **SECTION 913r.** 28.06 (2m) (a) of the statutes is renumbered 28.06 (2m) and
21 amended to read:

22 28.06 (2m) A person who purchases a seedling under sub. (2) shall pay, in
23 addition to the price of the seedling charged under sub. (2), a surcharge for each
24 seedling purchased. Beginning on September 1, 2001, and ending on June 30, 2002,
25 the surcharge shall be 2 cents for each seedling. Beginning on July 1, 2002, the

1 surcharge shall be 3 cents for each seedling. All surcharges collected under this
2 ~~paragraph~~ subsection shall be deposited in the conservation fund.

3 **SECTION 913t.** 28.06 (2m) (b) of the statutes is repealed.

4 **SECTION 914m.** 29.598 (2) of the statutes is amended to read:

5 29.598 (2) MATCH. No moneys may be ~~transferred~~ paid from the appropriation
6 account under s. 20.370 (1) (mu) ~~to pay~~ for the costs associated with the agreement
7 under sub. (1), unless the organization described in sub. (1) demonstrates that it has
8 contributed an equal amount to pay for those costs. The matching contribution may
9 be in the form of money or in-kind goods or services.

10 **SECTION 915.** 30.121 (3w) (b) of the statutes is amended to read:

11 30.121 (3w) (b) The boathouse is located on land zoned exclusively for
12 commercial or industrial purposes or the boathouse is located on a brownfield, as
13 defined in s. ~~560.13~~ 238.13 (1) (a), or in a blighted area, as defined in s. 66.1331 (3)
14 (a).

15 **SECTION 916.** 30.126 (5) (h) of the statutes is amended to read:

16 30.126 (5) (h) *May not have improper toilets.* No person may construct, place
17 or maintain a fishing raft on authorized portions of the Wolf River if the fishing raft
18 is equipped with a toilet which permits toilet waste to be disposed of in the waterway.
19 A toilet on a fishing raft shall comply with rules of the department of ~~commerce~~ safety
20 and professional services as if the toilet were on a boat.

21 **SECTION 917.** 30.443 (1) (a) of the statutes is amended to read:

22 30.443 (1) (a) Promulgate rules establishing standards for erosion prevention
23 or control at sites in the riverway that are not subject to the standards established
24 under s. 101.1206 (1) or 101.653 (2) or ~~281.33 (3m) (a)~~ and that have a natural slope
25 of 20% or less.

1 **SECTION 918.** 30.443 (1) (b) of the statutes is amended to read:

2 30.443 (1) (b) Promulgate rules establishing standards for erosion prevention
3 or control that are in addition to standards established under ss. 101.1206 (1) and
4 101.653 (2) and 281.33 (3m) (a) for sites in the riverway that are subject to those
5 standards and that have a natural slope of 12% or more but 20% or less.

6 **SECTION 919.** 30.443 (2) of the statutes is amended to read:

7 30.443 (2) The board may impose any of the applicable standards established
8 under sub. (1) (a) or (b) or ss. 101.1206 (1) or 101.653 (2) or 281.33 (3m) (a) as a
9 condition for receiving a permit under s. 30.44 (1), and the board may promulgate
10 rules to enforce these standards in the riverway.

11 **SECTION 920.** 30.71 (4) of the statutes is amended to read:

12 30.71 (4) Any rules necessary to carry out the purposes of this section shall be
13 promulgated jointly by the department of ~~commerce~~ safety and professional services
14 and the department of natural resources.

15 **SECTION 921.** 31.385 (2) (c) 1. of the statutes is amended to read:

16 31.385 (2) (c) 1. The department conducts an investigation or inspection of the
17 dam under this chapter and the owner of the dam requests financial assistance under
18 this section ~~within 6 months~~ after having received department directives, based on
19 the department's investigation or inspection of the dam, for the repair, modification
20 or abandonment and removal of the dam or for another activity to increase the safety
21 of the dam.

22 **SECTION 921g.** 31.385 (2) (d) of the statutes is amended to read:

23 31.385 (2) (d) The financial assistance that is provided under this section shall
24 be paid from the appropriations under s. 20.866 (2) (tL) and (tx), except as provided
25 in par. (dm) and in 1991 Wisconsin Act 39, section 9142 (10d).

1 **SECTION 921m.** 31.385 (2) (dm) of the statutes is created to read:

2 31.385 (2) (dm) Financial assistance that is provided under sub. (7) shall be
3 paid from the appropriation under s. 20.866 (2) (ta) and shall be treated as moneys
4 obligated from the subprogram under s. 23.0917 (3).

5 **SECTION 921r.** 31.385 (7) of the statutes is created to read:

6 31.385 (7) Notwithstanding the limitations under sub. (2) (a), and beginning
7 with fiscal year 2011-12 and ending with fiscal year 2019-20, the department shall
8 set aside from the appropriation under s. 20.866 (2) (ta) not less than a total of
9 \$6,000,000 that may be obligated only to provide financial assistance to counties for
10 projects to maintain, repair, modify, abandon, or remove dams. To be eligible for
11 financial assistance, a county must be under an order issued by the department to
12 maintain, repair, modify, abandon, or remove a dam that is owned by the county and
13 the order must be in effect on the effective date of this subsection [LRB inserts
14 date]. The amount of the financial assistance may not be for more than 25 percent
15 of the costs of a project or \$2,500,000, whichever is less. Subsection (2) (c) does not
16 apply to a project for which financial assistance is provided under this subsection.
17 A project need not be included under the inventory maintained by the department
18 under sub. (4) in order for a county to receive financial assistance under this
19 subsection.

20 **SECTION 922e.** 32.02 (11) of the statutes is amended to read:

21 32.02 (11) Any housing authority created under ss. 66.1201 to 66.1211;
22 redevelopment authority created under s. 66.1333; community development
23 authority created under s. 66.1335; local cultural arts district created under subch.
24 V of ch. 229, subject to s. 229.844 (4) (c); or local exposition district created under
25 subch. II of ch. 229; ~~or transit authority created under s. 66.1039.~~

1 **SECTION 922m.** 32.05 (1) (a) of the statutes is amended to read:

2 32.05 (1) (a) Except as provided under par. (b), a county board of supervisors
3 or a county highway committee when so authorized by the county board of
4 supervisors, a city council, a village board, a town board, a sewerage commission
5 governing a metropolitan sewerage district created by ss. 200.05 or 200.21 to 200.65,
6 the secretary of transportation, a commission created by contract under s. 66.0301,
7 a joint local water authority created by contract under s. 66.0823, ~~a transit authority~~
8 ~~created under s. 66.1039~~, a housing authority under ss. 66.1201 to 66.1211, a local
9 exposition district created under subch. II of ch. 229, a local cultural arts district
10 created under subch. V of ch. 229, a redevelopment authority under s. 66.1333 or a
11 community development authority under s. 66.1335 shall make an order providing
12 for the laying out, relocation and improvement of the public highway, street, alley,
13 storm and sanitary sewers, watercourses, water transmission and distribution
14 facilities, mass transit facilities, airport, or other transportation facilities, gas or
15 leachate extraction systems to remedy environmental pollution from a solid waste
16 disposal facility, housing project, redevelopment project, cultural arts facilities,
17 exposition center or exposition center facilities which shall be known as the
18 relocation order. This order shall include a map or plat showing the old and new
19 locations and the lands and interests required. A copy of the order shall, within 20
20 days after its issue, be filed with the county clerk of the county wherein the lands are
21 located or, in lieu of filing a copy of the order, a plat may be filed or recorded in
22 accordance with s. 84.095.

23 **SECTION 922d.** 32.05 (2) (b) of the statutes is amended to read:

24 32.05 (2) (b) The condemnor shall provide the owner with a full narrative
25 appraisal upon which the jurisdictional offer is based and a copy of any other

1 appraisal made under par. (a) and at the same time shall inform the owner of his or
2 her right to obtain an appraisal under this paragraph. The owner may obtain an
3 appraisal by a qualified appraiser of all property proposed to be acquired, and may
4 submit the reasonable costs of the appraisal to the condemnor for payment. The
5 owner shall submit a full narrative appraisal to the condemnor within 60 days after
6 the owner receives the condemnor's appraisal. If the owner does not accept a
7 negotiated offer under sub. (2a) or the jurisdictional offer under sub. (3), the owner
8 may use only an appraisal prepared received from the condemnor under this
9 paragraph, or an appraisal submitted by the owner to the condemnor prior to the
10 date of service or mailing of the jurisdictional offer or the date of publication if
11 publication of the jurisdictional offer is necessary, in any subsequent appeal.

12 **SECTION 922p.** 32.05 (2a) of the statutes is amended to read:

13 32.05 (2a) NEGOTIATION. Before making the jurisdictional offer provided in sub.
14 (3), the condemnor shall attempt to negotiate personally with the owner or one of the
15 owners or his or her representative of the property sought to be taken for the
16 purchase of the same. In such negotiation the condemnor shall consider the owner's
17 appraisal under sub. (2) (b) and may contract to pay the items of compensation
18 enumerated in ss. 32.09 and 32.19 as may be applicable to the property in one or more
19 installments on such conditions as the condemnor and property owners may agree.
20 Before attempting to negotiate under this paragraph, the condemnor shall provide
21 the owner or his or her representative with copies of applicable pamphlets prepared
22 under s. 32.26 (6). When negotiating under this subsection, the condemnor shall
23 provide the owner or his or her representative with the names of at least 10
24 neighboring landowners to whom offers are being made, or a list of all offerees if less
25 than 10 owners are affected, together with a map showing all property affected by

1 the project. Upon request by an owner or his or her representative, the condemnor
2 shall provide the name of the owner of any other property which may be taken for
3 the project. The owner or his or her representative shall also have the right, upon
4 request, to examine any maps in the possession of the condemnor showing property
5 affected by the project. The owner or his or her representative may obtain copies of
6 such maps by tendering the reasonable and necessary costs of preparing copies. The
7 condemnor shall record any conveyance by or on behalf of the owner of the property
8 to the condemnor executed as a result of negotiations under this subsection with the
9 register of deeds of the county in which the property is located. The conveyance shall
10 state the identity of all persons having an interest of record in the property
11 immediately prior to its conveyance, the legal description of the property, the nature
12 of the interest acquired and the compensation for such acquisition. The condemnor
13 shall serve upon or mail by certified mail to all persons named therein a copy of the
14 conveyance and a notice of the right to appeal the amount of compensation under this
15 subsection. Any person named in the conveyance may, within 6 months after the date
16 of its recording, appeal from the amount of compensation therein stated in the
17 manner set forth in subs. (9) to (12) and chs. 808 and 809 for appeals from an award
18 under sub. (7). For purposes of any such appeal, the amount of compensation stated
19 in the conveyance shall be treated as the award and the date the conveyance is
20 recorded shall be treated as the date of taking and the date of evaluation.

21 **SECTION 922r.** 32.06 (2) (b) of the statutes is amended to read:

22 32.06 (2) (b) The condemnor shall provide the owner with a full narrative
23 appraisal upon which the jurisdictional offer is based and a copy of any appraisal
24 made under par. (a) and at the same time shall inform the owner of his or her right
25 to obtain an appraisal under this paragraph. The owner may obtain an appraisal by

1 a qualified appraiser of all property proposed to be acquired, and submit the
2 reasonable costs of the appraisal to the condemnor for payment. The owner shall
3 submit a full narrative appraisal to the condemnor within 60 days after the owner
4 receives the condemnor's appraisal. If the owner does not accept a negotiated offer
5 under sub. (2a) or the jurisdictional offer under sub. (3), the owner may use only an
6 appraisal prepared received from the condemnor under this paragraph, or an
7 appraisal submitted by the owner to the condemnor prior to the date of service or
8 mailing of the jurisdictional offer or the date of publication if publication of the
9 jurisdictional offer is necessary, in any subsequent appeal.

10 **SECTION 922t.** 32.06 (2a) of the statutes is amended to read:

11 32.06 (2a) AGREED PRICE. Before making the jurisdictional offer under sub. (3)
12 the condemnor shall attempt to negotiate personally with the owner or one of the
13 owners or his or her representative of the property sought to be taken for the
14 purchase of the same. In such negotiation the condemnor shall consider the owner's
15 appraisal under sub. (2) (b) and may contract to pay the items of compensation
16 enumerated in ss. 32.09 and 32.19 where shown to exist. Before attempting to
17 negotiate under this paragraph, the condemnor shall provide the owner or his or her
18 representative with copies of applicable pamphlets prepared under s. 32.26 (6).
19 When negotiating under this subsection, the condemnor shall provide the owner or
20 his or her representative with the names of at least 10 neighboring landowners to
21 whom offers are being made, or a list of all offerees if less than 10 owners are affected,
22 together with a map showing all property affected by the project. Upon request by
23 an owner or his or her representative, the condemnor shall provide the name of the
24 owner of any other property which may be taken for the project. The owner or his
25 or her representative shall also have the right, upon request, to examine any maps

1 in the possession of the condemnor showing property affected by the project. The
2 owner or his or her representative may obtain copies of such maps by tendering the
3 reasonable and necessary costs of preparing copies. The condemnor shall record any
4 conveyance by or on behalf of the owner of the property to the condemnor executed
5 as a result of negotiations under this subsection with the register of deeds of the
6 county in which the property is located. The condemnor shall also record a certificate
7 of compensation stating the identity of all persons having an interest of record in the
8 property immediately prior to its conveyance, the legal description of the property,
9 the nature of the interest acquired and the compensation for such acquisition. The
10 condemnor shall serve upon or mail by certified mail to all persons named therein
11 a copy of the statement ~~and a notice of the right to appeal the amount of compensation~~
12 ~~under this subsection. Any person named in the certificate may, within 6 months~~
13 ~~after the date of its recording, appeal from the amount of compensation therein~~
14 ~~stated by filing a petition with the judge of the circuit court of the county in which~~
15 ~~the property is located for proceedings to determine the amount of just compensation.~~
16 ~~Notice of such petition shall be given to all persons having an interest of record in~~
17 ~~such property. The judge shall forthwith assign the matter to the chairperson of the~~
18 ~~county condemnation commissioners for hearing under sub. (8). The procedures~~
19 ~~prescribed under subs. (9) (a) and (b), (10) and (12) and chs. 808 and 809 shall govern~~
20 ~~such appeals. The date the conveyance is recorded shall be treated as the date of~~
21 ~~taking and the date of evaluation.~~

22 **SECTION 922s.** 32.07 (2) of the statutes is amended to read:

23 32.07 (2) The petitioner shall determine necessity if application is by the state
24 or any commission, department, board or other branch of state government or by a
25 city, village, town, county, school district, board, commission, public officer,

1 commission created by contract under s. 66.0301, joint local water authority under
2 s. 66.0823, ~~transit authority created under s. 66.1039~~, redevelopment authority
3 created under s. 66.1333, local exposition district created under subch. II of ch. 229,
4 local cultural arts district created under subch. V of ch. 229, housing authority
5 created under ss. 66.1201 to 66.1211 or for the right-of-way of a railroad up to 100
6 feet in width, for a telegraph, telephone or other electric line, for the right-of-way
7 for a gas pipeline, main or service or for easements for the construction of any
8 elevated structure or subway for railroad purposes.

9 **SECTION 923.** 32.19 (2) (b) of the statutes is amended to read:

10 32.19 (2) (b) "Comparable dwelling" means one which, when compared with the
11 dwelling being taken, is substantially equal concerning all major characteristics and
12 functionally equivalent with respect to: the number and size of rooms and closets,
13 area of living space, type of construction, age, state of repair, size and utility of any
14 garage or other outbuilding, type of neighborhood and accessibility to public services
15 and places of employment. "Comparable dwelling" shall meet all of the standard
16 building requirements and other code requirements of the local governmental body
17 and shall also be decent, safe and sanitary and within the financial means of the
18 displaced person, as defined by the department of ~~commerce~~ administration.

19 **SECTION 924.** 32.19 (2) (e) 1. b. of the statutes is amended to read:

20 32.19 (2) (e) 1. b. As a result of rehabilitation, demolition or other displacing
21 activity, as determined by the department of ~~commerce~~ administration, if the person
22 is a tenant-occupant of a dwelling, business or farm operation and the displacement
23 is permanent.

24 **SECTION 925.** 32.19 (3) (b) 1. of the statutes is amended to read:

1 32.19 (3) (b) 1. 'Dwellings.' Any displaced person who moves from a dwelling
2 and who elects to accept the payments authorized by this paragraph in lieu of the
3 payments authorized by par. (a) may receive an expense and dislocation allowance,
4 determined according to a schedule established by the department of ~~commerce~~
5 administration.

6 **SECTION 926.** 32.19 (3) (b) 2. of the statutes is amended to read:

7 32.19 (3) (b) 2. 'Business and farm operations.' Any displaced person who
8 moves or discontinues his or her business or farm operation, is eligible under criteria
9 established by the department of ~~commerce~~ administration by rule and elects to
10 accept payment authorized under this paragraph in lieu of the payment authorized
11 under par. (a), may receive a fixed payment in an amount determined according to
12 criteria established by the department of ~~commerce~~ administration by rule, except
13 that such payment shall not be less than \$1,000 nor more than \$20,000. A person
14 whose sole business at the displacement dwelling is the rental of such property to
15 others is not eligible for a payment under this subdivision.

16 **SECTION 927.** 32.19 (3) (c) of the statutes is amended to read:

17 32.19 (3) (c) *Optional payment for businesses.* Any displaced person who moves
18 his or her business, and elects to accept the payment authorized in par. (a), may, if
19 otherwise qualified under par. (b) 2., elect to receive the payment authorized under
20 par. (b) 2., minus whatever payment the displaced person received under par. (a), if
21 the displaced person discontinues the business within 2 years of the date of receipt
22 of payment under par. (a), provided that the displaced person meets eligibility
23 criteria established by the department of ~~commerce~~ administration by rule. In no
24 event may the total combined payment be less than \$1,000 nor more than \$20,000.

25 **SECTION 928.** 32.19 (4) (a) 2. of the statutes is amended to read:

1 32.19 (4) (a) 2. The amount of increased interest expenses and other debt
2 service costs incurred by the owner to finance the purchase of another property
3 substantially similar to the property taken, if at the time of the taking the land
4 acquired was subject to a bona fide mortgage or was held under a vendee's interest
5 in a bona fide land contract, and such mortgage or land contract had been executed
6 in good faith not less than 180 days prior to the initiation of negotiations for the
7 acquisition of such property. The computation of the increased interest costs shall
8 be determined according to rules promulgated by the department of commerce
9 administration.

10 **SECTION 929.** 32.19 (4) (b) (intro.) of the statutes is amended to read:

11 32.19 (4) (b) *Tenants and certain others.* (intro.) In addition to amounts
12 otherwise authorized by this subchapter, the condemnor shall make a payment to
13 any individual or family displaced from any dwelling which was actually and
14 lawfully occupied by such individual or family for not less than 90 days prior to the
15 initiation of negotiations for the acquisition of such property or, if displacement is not
16 a direct result of acquisition, such other event as determined by the department of
17 commerce administration by rule. For purposes of this paragraph, a corporation
18 organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17),
19 may, if otherwise eligible, be considered a displaced tenant. Subject to the limitations
20 under par. (bm), such payment shall be either:

21 **SECTION 930.** 32.19 (4m) (a) 2. of the statutes is amended to read:

22 32.19 (4m) (a) 2. The amount, if any, which will compensate such owner
23 displaced person for any increased interest and other debt service costs which such
24 person is required to pay for financing the acquisition of any replacement property,
25 if the property acquired was encumbered by a bona fide mortgage or land contract

1 which was a valid lien on the property for at least one year prior to the initiation of
2 negotiations for its acquisition. The amount under this subdivision shall be
3 determined according to rules promulgated by the department of ~~commerce~~
4 administration.

5 **SECTION 931.** 32.19 (4m) (b) (intro.) of the statutes is amended to read:

6 32.19 (4m) (b) *Tenant-occupied business or farm operation.* (intro.) In addition
7 to amounts otherwise authorized by this subchapter, the condemnor shall make a
8 payment to any tenant displaced person who has owned and occupied the business
9 operation, or owned the farm operation, for not less than one year prior to initiation
10 of negotiations for the acquisition of the real property on which the business or farm
11 operation lies or, if displacement is not a direct result of acquisition, such other event
12 as determined by the department of ~~commerce~~ administration, and who actually
13 rents or purchases a comparable replacement business or farm operation for the
14 displaced business or farm operation within 2 years after the date the person vacates
15 the acquired property. At the option of the tenant displaced person, such payment
16 shall be either:

17 **SECTION 932.** 32.19 (4m) (b) 1. of the statutes is amended to read:

18 32.19 (4m) (b) 1. The amount, not to exceed \$30,000, which is necessary to lease
19 or rent a comparable replacement business or farm operation for a period of 4 years.
20 The payment shall be computed by determining the average monthly rent paid for
21 the property from which the person was displaced for the 12 months prior to the
22 initiation of negotiations or, if displacement is not a direct result of acquisition, such
23 other event as determined by the department of ~~commerce~~ administration and the
24 monthly rent of a comparable replacement business or farm operation, and
25 multiplying the difference by 48; or

1 **SECTION 933.** 32.197 of the statutes is amended to read:

2 **32.197 Waiver of relocation assistance.** An owner-occupant of property
3 being acquired may waive his or her right to receive any relocation payments or
4 services under this subchapter if the property being acquired is not contiguous to any
5 property which may be acquired by the condemnor and is not part of a previously
6 identified or proposed project where it is reasonable to conclude that acquisition by
7 the condemnor may occur in the foreseeable future. Prior to the execution of any
8 waiver under this section, the condemnor shall provide to the owner-occupant, in
9 writing, full information about the specific payments and services being waived by
10 the owner-occupant. The department of ~~commerce~~ administration shall by rule
11 establish procedures for relocation assistance waivers under this section to ensure
12 that the waivers are voluntarily and knowledgeably executed.

13 **SECTION 934.** 32.20 of the statutes is amended to read:

14 **32.20 Procedure for collection of itemized items of compensation.**
15 Claims for damages itemized in ss. 32.19 and 32.195 shall be filed with the
16 condemnor carrying on the project through which condemnee's or claimant's claims
17 arise. All such claims must be filed after the damages upon which they are based
18 have fully materialized but not later than 2 years after the condemnor takes physical
19 possession of the entire property acquired or such other event as determined by the
20 department of ~~commerce~~ administration by rule. If such claim is not allowed within
21 90 days after the filing thereof, the claimant has a right of action against the
22 condemnor carrying on the project through which the claim arises. Such action shall
23 be commenced in a court of record in the county wherein the damages occurred. In
24 causes of action, involving any state commission, board or other agency, excluding
25 counties, the sum recovered by the claimant shall be paid out of any funds

1 appropriated to such condemning agency. Any judgment shall be appealable by
2 either party and any amount recovered by the body against which the claim was filed,
3 arising from costs, counterclaims, punitive damages or otherwise may be used as an
4 offset to any amount owed by it to the claimant, or may be collected in the same
5 manner and form as any other judgment.

6 **SECTION 935.** 32.25 (1) of the statutes is amended to read:

7 32.25 (1) Except as provided under sub. (3) and s. 85.09 (4m), no condemnor
8 may proceed with any activity that may involve the displacement of persons,
9 business concerns or farm operations until the condemnor has filed in writing a
10 relocation payment plan and relocation assistance service plan and has had both
11 plans approved in writing by the department of ~~commerce~~ administration.

12 **SECTION 936.** 32.25 (2) (h) of the statutes is amended to read:

13 32.25 (2) (h) Assure that, within a reasonable time prior to displacement, there
14 will be available, to the extent that may reasonably be accomplished, housing
15 meeting the standards established by the department of ~~commerce~~ administration
16 for decent, safe and sanitary dwellings. The housing, so far as practicable, shall be
17 in areas not generally less desirable in regard to public utilities, public and
18 commercial facilities and at rents or prices within the financial means of the families
19 and individuals displaced and equal in number to the number of such displaced
20 families or individuals and reasonably accessible to their places of employment.

21 **SECTION 937.** 32.26 (title) of the statutes is amended to read:

22 **32.26 (title) Authority of the department of ~~commerce~~ administration.**

23 **SECTION 938.** 32.26 (1) of the statutes is amended to read:

1 32.26 (1) In addition to all other powers granted in this subchapter, the
2 department of ~~commerce~~ administration shall formulate local standards for decent,
3 safe and sanitary dwelling accommodations.

4 **SECTION 939.** 32.26 (2) (a) of the statutes is amended to read:

5 32.26 (2) (a) The department of ~~commerce~~ administration shall promulgate
6 rules to implement and administer ss. 32.19 to 32.27.

7 **SECTION 940.** 32.26 (2) (b) of the statutes is amended to read:

8 32.26 (2) (b) The department of ~~commerce~~ administration and the department
9 of transportation shall establish interdepartmental liaison procedures for the
10 purpose of cooperating and exchanging information to assist the department of
11 ~~commerce~~ administration in promulgating rules under par. (a).

12 **SECTION 941.** 32.26 (3) of the statutes is amended to read:

13 32.26 (3) The department of ~~commerce~~ administration may make
14 investigations to determine if the condemnor is complying with ss. 32.19 to 32.27.
15 The department may seek an order from the circuit court requiring a condemnor to
16 comply with ss. 32.19 to 32.27 or to discontinue work on that part of the project which
17 is not in substantial compliance with ss. 32.19 to 32.27. The court shall give hearings
18 on these actions precedence on the court's calendar.

19 **SECTION 942.** 32.26 (4) of the statutes is amended to read:

20 32.26 (4) Upon the request of the department of ~~commerce~~ administration, the
21 attorney general shall aid and prosecute all necessary actions or proceedings for the
22 enforcement of this subchapter and for the punishment of all violations of this
23 subchapter.

24 **SECTION 943.** 32.26 (5) of the statutes is amended to read:

1 32.26 (5) Any displaced person may, prior to commencing court action against
2 the condemnor under s. 32.20, petition the department of ~~commerce~~ administration
3 for review of his or her complaint, setting forth in the petition the reasons for his or
4 her dissatisfaction. The department may conduct an informal review of the situation
5 and attempt to negotiate an acceptable solution. If an acceptable solution cannot be
6 negotiated within 90 days, the department shall notify all parties, and the petitioner
7 may then proceed under s. 32.20. The informal review procedure provided by this
8 subsection is not a condition precedent to the filing of a claim and commencement of
9 legal action pursuant to s. 32.20. In supplying information required by s. 32.25 (2)
10 (d), the condemnor shall clearly indicate to each displaced person his or her right to
11 proceed under this paragraph and under s. 32.20, and shall supply full information
12 on how the displaced person may contact the department of ~~commerce~~
13 administration.

14 **SECTION 944.** 32.26 (6) of the statutes is amended to read:

15 32.26 (6) The department of ~~commerce~~ administration, with the cooperation
16 of the attorney general, shall prepare pamphlets in simple language and in readable
17 format describing the eminent domain laws of this state, including the reasons for
18 condemnation, the procedures followed by condemnors, how citizens may influence
19 the condemnation process and the rights of property owners and citizens affected by
20 condemnation. The department shall make copies of the pamphlets available to all
21 condemnors, who may be charged a price for the pamphlets sufficient to recover the
22 costs of production.

23 **SECTION 945.** 32.26 (7) of the statutes is amended to read:

1 32.26 (7) The department of ~~commerce~~ administration shall provide technical
2 assistance on relocation plan development and implementation to any condemnor
3 carrying out a project which may result in the displacement of any person.

4 **SECTION 945b.** 32.28 (3) (intro.) of the statutes is amended to read:

5 32.28 (3) (intro.) In lieu of costs under ch. 814 and subject to sub. (4), litigation
6 expenses shall be awarded to the condemnee if:

7 **SECTION 945e.** 32.28 (3) (d) of the statutes is amended to read:

8 32.28 (3) (d) The award of the condemnation commission under s. 32.05 (9) or
9 32.06 (8) exceeds the jurisdictional offer or the highest written offer prior to the
10 jurisdictional offer by at least \$700 \$10,000 and at least 15% and neither party
11 appeals the award to the circuit court;

12 **SECTION 945h.** 32.28 (3) (e) of the statutes is amended to read:

13 32.28 (3) (e) The jury verdict as approved by the court under s. 32.05 (11)
14 exceeds the jurisdictional offer or the highest written offer prior to the jurisdictional
15 offer by at least \$700 \$10,000 and at least 15%;

16 **SECTION 945L.** 32.28 (3) (f) of the statutes is amended to read:

17 32.28 (3) (f) The condemnee appeals an award of the condemnation commission
18 which exceeds the jurisdictional offer or the highest written offer prior to the
19 jurisdictional offer by at least \$700 \$10,000 and at least 15%, if the jury verdict as
20 approved by the court under s. 32.05 (10) or 32.06 (10) exceeds the award of the
21 condemnation commission by at least \$700 \$10,000 and at least 15%;

22 **SECTION 945o.** 32.28 (3) (g) of the statutes is amended to read:

23 32.28 (3) (g) The condemnor appeals the award of the condemnation
24 commission, if the jury verdict as approved by the court under s. 32.05 (10) or 32.06

1 (10) exceeds the jurisdictional offer or the highest written offer prior to the
2 jurisdictional offer by at least ~~\$700~~ \$10,000 and at least 15%;

3 **SECTION 945r.** 32.28 (3) (h) of the statutes is amended to read:

4 32.28 (3) (h) The condemnee appeals an award of the condemnation
5 commission which does not exceed the jurisdictional offer or the highest written offer
6 prior to the jurisdictional offer by 15%, if the jury verdict as approved by the court
7 under s. 32.05 (10) or 32.06 (10) exceeds the jurisdictional offer or the highest written
8 offer prior to the jurisdictional offer by at least ~~\$700~~ \$10,000 and at least 15%; or

9 **SECTION 945u.** 32.28 (3) (i) of the statutes is amended to read:

10 32.28 (3) (i) The condemnee appeals an assessment of damages and benefits
11 under s. 32.61 (3), if the judgment is at least ~~\$700~~ \$10,000 and at least 15% greater
12 than the award made by the city.

13 **SECTION 945y.** 32.28 (4) of the statutes is created to read:

14 32.28 (4) (a) If a condemnee is awarded litigation expenses under sub. (3) (d),
15 (e), (g), or (h), the amount of attorney fees included in litigation expenses may not
16 exceed an amount equal to one-third of the difference between the award of the
17 condemnation commission or jury verdict and the jurisdictional offer or highest
18 written offer prior to the jurisdictional offer, except that if one-third of that
19 difference is less than \$5,000 and the condemnee shows good cause, the amount of
20 attorney fees included in litigation expenses may not exceed \$5,000.

21 (b) If a condemnee is awarded litigation expenses under sub. (3) (f), the amount
22 of attorney fees included in litigation expenses may not exceed an amount equal to
23 one-third of the difference between the jury verdict and the award of the
24 condemnation commission, except that if one-third of that difference is less than

1 \$5,000 and the condemnee shows good cause, the amount of attorney fees included
2 in litigation expenses may not exceed \$5,000.

3 **SECTION 947h.** 33.32 (3) (b) of the statutes is amended to read:

4 33.32 (3) (b) If a county or municipality fails to pay a special assessment levied
5 by a district, the clerk of the district may certify this fact to the department of
6 administration, and shall state the amount due. The department, at the time of
7 making the next scheduled distribution under s. ~~79.03~~ 79.035, shall deduct the
8 amount claimed from the payment due the county or municipality, and shall forward
9 it to the district.

10 **SECTION 950.** 36.09 (1) (am) (intro.) of the statutes is amended to read:

11 36.09 (1) (am) (intro.) The board, in consultation with the ~~department of~~
12 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the
13 following for each economic development program, as defined in s. 36.11 (29r) (a),
14 administered by the board:

15 **SECTION 951b.** 36.09 (1) (e) of the statutes is amended to read:

16 36.09 (1) (e) The board shall appoint a president of the system; a chancellor for
17 each institution; a dean for each college campus; the state geologist; the director of
18 the laboratory of hygiene; the director of the psychiatric institute; the state
19 cartographer; and the requisite number of officers, other than the vice presidents,
20 associate vice presidents, and assistant vice presidents of the system; faculty;
21 academic staff; and other employees and fix the salaries, subject to the limitations
22 under par. (j) ~~and ss. 20.923 (4g) and s. 230.12 (3) (e)~~, the duties and the term of office
23 for each. The board shall fix the salaries, subject to the limitations under par. (j) and
24 ~~ss. 20.923 (4g) and s. 230.12 (3) (e)~~, and the duties for each chancellor, vice president,
25 associate vice president, and assistant vice president of the system. No sectarian or

1 partisan tests or any tests based upon race, religion, national origin, or sex shall ever
2 be allowed or exercised in the appointment of the employees of the system.

3 **SECTION 951f.** 36.09 (1) (i) of the statutes is repealed.

4 **SECTION 951k.** 36.09 (1) (j) of the statutes is amended to read:

5 36.09 (1) (j) Except where such matters are a subject of bargaining with a
6 certified representative of a collective bargaining unit under s. 111.91 or 111.998, the
7 board shall establish salaries for persons ~~not in the classified staff~~ prior to July 1 of
8 each year for the next fiscal year, and shall designate the effective dates for payment
9 of the new salaries. In the first year of the biennium, payments of the salaries
10 established for the preceding year shall be continued until the biennial budget bill
11 is enacted. If the budget is enacted after July 1, payments shall be made following
12 enactment of the budget to satisfy the obligations incurred on the effective dates, as
13 designated by the board, for the new salaries, subject only to the appropriation of
14 funds by the legislature and s. 20.928 (3). This paragraph does not limit the
15 authority of the board to establish salaries for new appointments. The board may
16 not increase the salaries of employees ~~specified in ss. 20.923 (5) and (6) (m) and~~
17 ~~230.08 (2) (d) under this paragraph unless the salary increase conforms to the~~
18 ~~proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary~~
19 ~~increase to correct salary inequities under par. (h), to fund job reclassifications or~~
20 ~~promotions, or to recognize competitive factors. The board may not increase the~~
21 ~~salary of any position identified in s. 20.923 (4g) under this paragraph unless the~~
22 ~~salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the~~
23 ~~board authorizes the salary increase to correct a salary inequity or to recognize~~
24 ~~competitive factors. The board may not increase the salary of any position identified~~
25 ~~in s. 20.923 (4g) (ae) and (am) to correct a salary inequity that results from the~~

1 ~~appointment of a person to a position identified in s. 20.923 (4g) (ae) and (am) unless~~
2 ~~the increase is approved by the office of state employment relations.~~ The granting
3 of salary increases to recognize competitive factors does not obligate inclusion of the
4 annualized amount of the increases in the appropriations under s. 20.285 (1) for
5 subsequent fiscal bienniums. No later than October 1 of each year, the board shall
6 report to the joint committee on finance and the secretary of administration and
7 director of the office of state employment relations concerning the amounts of any
8 salary increases granted to recognize competitive factors, and the institutions at
9 which they are granted, for the 12-month period ending on the preceding June 30.

10 **SECTION 951o.** 36.09 (1) (k) of the statutes is repealed.

11 **SECTION 951s.** 36.11 (8) (b) of the statutes is amended to read:

12 36.11 (8) (b) The board shall establish fines for the violation of any rule made
13 under par. (a). The institutions are authorized to collect such fines together with
14 moneys collected from the sale of parking permits and other fees established under
15 par. (a) ~~and such moneys shall be paid into the state treasury and credited to s. 20.285~~
16 ~~(1) (h),~~ to be used only for the purpose of developing and operating parking or other
17 transportation facilities at the institution at which collected and for enforcing
18 parking rules under par. (a).

19 **SECTION 951w.** 36.11 (11) of the statutes is amended to read:

20 36.11 (11) SURPLUS MONEY. The board may invest any of the surplus money
21 designated in s. 20.285 (1) (h), 2009 stats., in such securities as are legal for trust
22 fund investments; or invest such funds or any part thereof, in the senior or junior
23 bonds or obligations which may be issued by such nonprofit-sharing corporation as
24 may be contracted with by the board for the construction or equipment of
25 dormitories, commons or field houses, which bonds or obligations shall be secured by

1 a mortgage or pledge of the buildings or improvements erected or to be erected by
2 such corporations and by a mortgage or pledge of its leasehold interest. Any interest
3 on any of such bonds or securities shall when received be added to the revolving funds
4 and may be used for the purposes set forth in this subsection.

5 **SECTION 951y.** 36.11 (29m) of the statutes is repealed.

6 **SECTION 959.** 36.11 (29r) (b) of the statutes is renumbered 36.11 (29r) (b) 2. and
7 amended to read:

8 36.11 **(29r)** (b) 2. Annually, no later than October 1, the board shall submit to
9 the joint legislative audit committee and to the appropriate standing committees of
10 the legislature under s. 13.172 (3) a comprehensive report assessing economic
11 development programs administered by the board. The report shall include all of the
12 information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The board shall collaborate
13 with the ~~department of commerce~~ Wisconsin Economic Development Corporation to
14 make readily accessible to the public on an Internet-based system the information
15 required under this subsection.

16 **SECTION 960.** 36.11 (29r) (b) 1. of the statutes is created to read:

17 36.11 **(29r)** (b) 1. The board shall coordinate any economic development
18 assistance with the Wisconsin Economic Development Corporation.

19 **SECTION 970b.** 36.11 (49) (title) of the statutes is repealed.

20 **SECTION 970d.** 36.11 (49) of the statutes is renumbered 36.585 (2) and amended
21 to read:

22 36.585 **(2)** The board may use telecommunications services, ~~including data and~~
23 ~~voice over Internet services~~, procured by the board only for the purpose of carrying
24 out its mission. The board shall not offer, resell, or provide telecommunications
25 services, ~~including data and voice over Internet services~~ directly or indirectly, that